

CONTRACT AGREEMENT AMENDMENT

This Contract Agreement (the "Agreement") is made and entered into as of the 28th day of May, 2014 by and between the CITY OF DUNWOODY, a political subdivision of the State of Georgia (hereinafter referred to as "Dunwoody"), and TOA, LLC a corporation of the State of Georgia in Norcross, Georgia at 2731 Simpson Circle, Norcross, Georgia 30071 (hereinafter referred to as "Contractor").

WITNESSETH

WHEREAS, the City of Dunwoody and TOA, LLC entered into that certain agreement dated April 2, 2014 entitled Demolition of Buildings 15 & 16 at Brook Run Park for the Department of Public Works for the consideration herein mentioned and under the provision of the Specifications as described in ITB 14-01 and Contractor's bid dated March 20, 2014 (the "Contract");

WHEREAS, ITB 14-01 contemplated the modification of the scope of services to include certain additional tasks related to the project;

WHEREAS, the parties have agreed as to the additional tasks regarding the project and terms thereof;

WHEREAS, the parties now desire to amend the Contract to incorporate the additional tasks and terms thereof;

NOW, THEREFORE, for and in consideration of the mutual covenants contained herein, and for other good and valuable consideration, Dunwoody and TOA, LLC agree to amend this contract as follows:

1. TOA, LLC discovered additional asbestos material under the slab of building 16. This area was not exposed during the original testing and therefore unknown to contain asbestos. Remove the asbestos- contaminated material, slab, and clean the exposed area pursuant to the Environmental Protection Agency's guidelines.
2. Compensation is amended to include the following:
Compensation for the Scope of Services herein shall be in accordance with the terms and conditions outlined in the contract dated April 2, 2014, Notice to Proceed dated April 2, 2104, between TOA, LLC and the City of Dunwoody. The not to exceed cost is \$102,400.00.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be duly executed by their duly authorized officers as of the day and year set forth next to each signature.

CITY OF DUNWOODY

By: _____

Title: _____

Name: _____

Attest:

Sharon Lowery
City Clerk

Approved as to Form:

Donald Felgin
Assistant City Attorney

TOA, LLC

By: _____

Title: _____

Name: _____